



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 19, 2004

(Date)

Robert J. Roby, Reg. No. 44,304

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement mailed December 19, 2003, Applicant hereby elects **with traverse** to pursue Claim 1, drawn to an apparatus for frying comprising a lid with an array of alternating long and short U-shaped wires, classified in class 99, subclass 426.

Applicant notes that the Examiner in the parent application indicated that claims identical to Claims 1, 2, 4 and 7 of the present application were the subject on a single grouping (i.e., Group III - a deep frying apparatus with a chip fry lid having prongs extending downward and the method of using the lid). In addition, Claim 3, which was not pending in the parent application, recites subject matter that also would have fallen within this grouping. Furthermore, each of these claims also is classified in Class 99, subclass 426 according to the Restriction Requirement. Applicant submits that searching and examining Claims 2-4 and 7 together with elected Claim 1 will not amount to a serious burden upon the Examiner and does not appear warrant separate

Appl. No. : **10/015,039**
Filed : **December 10, 2001**

prosecution. Reconsideration of the Restriction Requirement and revised grouping of the claims is respectfully requested.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 1.19.2004

By: 

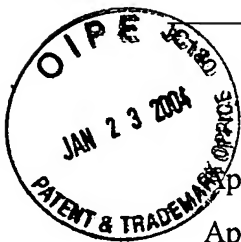
Robert J. Roby
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Docket No.: TACOBEL.021C1

Customer No.: 20,995



AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Stevenson et al.
 App. No. : 10/015,039
 Filed : December 10, 2001
 For : METHOD AND APPARATUS
 FOR DEEP-FRYING A CHIP
 FOOD PRODUCT
 Examiner : Robert A. Madsen
 Art Unit : 1761

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Robert J. Roby, Reg. No. 44,304

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Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

(X) Response to Restriction Requirement in TWO (2) pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	8 - 20 = 0	1202 (\$18)	0 x 18 =	\$0
Independent Claims	8 - 8 = 0	1201 (\$86)	0 x 86 =	\$0
Multiple Claim		1203 (\$290)		\$0
			TOTAL FEE DUE	\$0

(X) Return prepaid postcard.

(X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Robert J. Roby
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